

CHAPTER NO. 509

HOUSE BILL NO. 1738

By Representative Odom

Substituted for: Senate Bill No. 1665

By Senator Henry

AN ACT to amend Tennessee Code Annotated, Section 11-6-116 and Section 11-6-119, relative to Native American Indian human remains and burial objects.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 11-6-116, is amended by adding the following new subsection:

(c) Any person engaged in work involving the removal of Native American Indian human remains must notify the state archaeologist in writing at least ten (10) days prior to the time a petition is filed under the provisions of Tennessee Code Annotated, Title 46, Chapter 4. Within two (2) business days of receiving such notice, the state archaeologist shall forward such notice to the Native American members of the Archaeological Advisory Council and the chairman of the Tennessee Commission of Indian Affairs.

SECTION 2. Tennessee Code Annotated, Section 11-6-119, is amended by deleting from the first sentence the language which reads "Any human remains discovered in the course of an excavation" and by substituting instead the language "Any human remains or any Native American burial objects discovered in the course of an excavation, exhumation".

SECTION 3. Tennessee Code Annotated, Section 11-6-119, is further amended by deleting from the first sentence the language "any such remains confiscated" and by substituting instead the language "any such remains and their associated burial objects confiscated".

SECTION 4. This act shall take effect on becoming a law, the public welfare requiring it.

PASSED: May 28, 1999



JIMMY RAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES



JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this 17th day of June 1999



DON SUNDQUIST, GOVERNOR